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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

GABRIEL R. REYES,

Plaintiff,

v.

ROBERT HOREL, et al.,

Defendants.

C 07-1449 PJH (PR)

**REQUEST FOR DISMISSAL AND
[PROPOSED] ORDER OF DISMISSAL
WITH PREJUDICE**

Judge Honorable Phyllis J. Hamilton
Action Filed: March 13, 2007

Plaintiff and Defendants stipulate and request, through their counsel of record, that Defendants Sayre, Winslow, Risenhoover, and McLean be dismissed with prejudice under Federal Rule of Civil Procedure 41(a)(1)(ii). The parties further agree that all parties will bear their own costs and fees.

Date: July 27, 2009

SONNENSCHN, NATH & ROSENTHAL LLP

By: /s/ Manuel Alvarez, Jr.
Manuel Alvarez, Jr.
Attorneys for Plaintiff Gabriel Reyes

1 Date: July 24, 2009

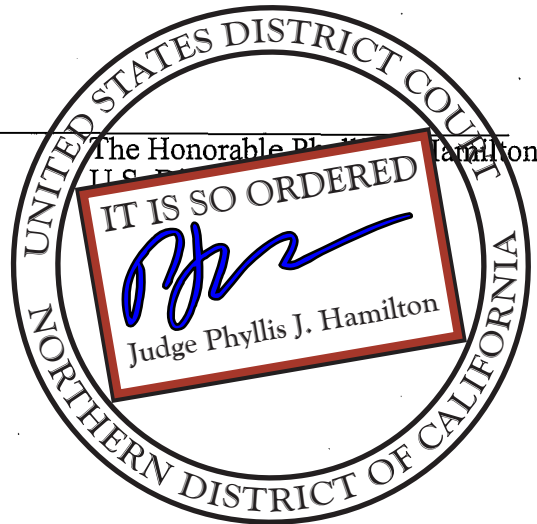
EDMUND G. BROWN JR.
Attorney General of the State of California

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4 By: /s/ Jay C. Russell
Jay C. Russell
Deputy Attorney General
Attorneys for Defendants Sayre, Winslow,
5 Risenhoover, McLean, Thacker, Kravitz,
6 Gorospe, Flowers, Martinez, Floto, and
7 Grannis

8 IT IS SO ORDERED.

9 Date: 7/28/09

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DECLARATION OF SERVICE BY U.S. MAIL

Case Name: **G. Reyes v. R. Horel, et al.**

No.: **C 07-1449 PJH (PR)**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service that same day in the ordinary course of business.

On July 27, 2009, I served the attached

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by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the internal mail collection system at the Office of the Attorney General at 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102-7004, addressed as follows:

Gabriel Ralph Reyes, C-88996

Pelican Bay State Prison

P.O. Box 7500

Crescent City, CA 95532

Pro Per

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on July 27, 2009, at San Francisco, California.

T. Oakes

Declarant

/s/ T. Oakes

Signature